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VIA ELECTRONIC FILING

The Honorable Patti B. Saris
United States District Court
District of Massachusetts
One Courthouse Way
Boston, MA 02210

Re: Overlapping Claims and Defendants in MDL No. 1456 and International Union of
Operating Engineers, Local No. 68 Welfare Fund v. AstraZeneca PLC, et al. – Civil
Action Number MON-L-3136-06

Dear Judge Saris:

The Overlapping Corporate Defendants in the New Jersey AWP case filed a response regarding overlapping claims and defendants on October 2, 2007. Document No. 4771. We are writing to inform you that the Fund and the defendants are negotiating on the terms of dismissal of the claims and defendants that overlap with MDL 1456. We will keep you apprised of our progress.

Respectfully Submitted,

e-filed / Peter E. Gelhaar
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Baxter Healthcare Corporation and as
Coordinating Counsel for the Corporate
Defendants in *International Union of
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cc: All Counsel of Record NJ AWP (via File&Serve)
All Counsel of Record MDL 1456 (via File&Serve)